IN THE HIGH COURT OF JUDICATURE OF BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

NOTICE OF MOTION NO.444 OF 2007
WITH
NOTICE OF MOTION NO.433 OF 2007
AND
NOTICE OF MOTION NO.740 OF 2007

IN
SUIT NO.2355 OF 2003

Sweet Home Co-op. Housing Soc.Ltd. ..Plaintiff.

V/s.

Bhimsen Khurana. ..Defendant.

WITH

NOTICE OF MOTION NO.445 OF 2007
WITH
NOTICE OF MOTION NO.443 OF 2007
AND
NOTICE OF MOTION NO.741 OF 2007
IN
SUIT NO.2354 OF 2003

Sweet Home Co-op. Housing Soc.Ltd. ..Plaintiff.

V/s.

Himanshu Khurana. ..Defendant.

Mr.Anirudha Joshi i/b. RMG Law Associates for plaintiff.

Mr.C.P.Deogirikar for defendant.

CORAM: A.M.KHANWILKAR,J

DATE : MARCH 30, 2007.

P.C. :

1. In so far as Notice of Motion No. 444 of 2007 and Notice of Motion No.445 of 2007 are

concerned, the Counsel for the plaintiff fairly states that these motions will not survive as the defendant has already filed written statement. Accordingly, both the Notice of Motions are disposed of.

2. Place the other proceeding on 18th April, 2007 under appropriate caption as per its turn, as decision of the Larger Bench on the issue of availability of Section 9A of C.P.Code is awaited.

3. In the mean time, interim arrangement ordered to continue till the next date of hearing.